THE MAYOR GETS THE WRIT.

RESTRAINING THE SPECIAL TERM IN SYDNEY P. NICHOLS'S CASE.

Tall Decision of the Extraordinary Section of the General Term as Given by Jodge Hrady, and Concurred in by the Other Judges—The Order of the Special Term.

The extraordinary General Term of the Special Term, Common in the case of Mr. Sidney P. Nichols. The cision on the application for a writ of prohibition in the case of Mr. Sidney P. Nichols. The opinion given by Judge Brady, is concurred in by Tresiding Judge Darvis and Judge Barrett, the other members of the court, Judge Brady is concurred in by Tresiding Judge Darvis and Judge Barrett, the other members of the court, Judge Brady is soft of the General Term of the piplomagning is whether an attempt was made to exercise jurisdiction in conflict with the other members of the court, Judge Brady is soft of the General Term to the performance of that day, thave, in the following opinion, expressed as consisting and consultation upon the questions which we deem involved in this matter. The relator applies for a writ prohibiting the Special Term to be held in the Court consultation upon the questions which we deem involved in this matter. The relator applies for a writ prohibiting the Special Term, and any Justice presiding thereat, from proceeding to any determination, trial, or judgement in the controversy between Sidney P. Nichols and the relator arising upon a certicorar is sent applied for . It appears, from the pattern and the relator arising upon a certicorar in the promises, was in converting to the propriety of granting writ applied for . It appears, from the pattern and the relator arising upon a certicorar in the propriety of granting writ applied for and obtained a common law grit of certiforar, the object of which was to severe a review of such efficial action, and applied the propriety of granting writ applied for and obtained a common law grit of certiforar, the object of which was to severe a review of such confering the propriety and justice. The certiforar in th which was done on the 15th of September instant. As already intimated, it is not the intenion of this Court at this time to express any riews in regard to that certiorari or the prosedings thereunder, except as far as may be easury for the determination of the applicaon for the writ of prohibition. The common aw writ of certiorari, for which application must be made to the Court, and not to a Judge at Chambers (I Crary Spec, Pro., 159), is not a writ of right, but rests in the sound discretion of the Court to which application for it may be made, and, when granted, it seems, must regularly be returnable at the General Term, and at the General Term of the district in which the proceedings sought to be reviewed are had (5 waters Fr., 472, and anthorites cited). When the return is filed, and the proceedings are in a soudition to be heard, a hearing, by an existing rule of this court trule 44 may be secured by atter party at the Special Term, except in cases in which they are by law required to be heard at the General Term, and in cases of extineuri to Courts of Sessions and Oyer and Terminationses, and the proceedings may be placed on the preferred calendar of the Special Term upon filling a proper note of issue. Originally the hanning was at the General Term, and this continued to be the true min mit the adoption of the rest min mit to be the red unit the adoption of the rest min mit the adoption of the red min mit the minutes of the red minute to be the red minute of the red minutes of the red at Chambers (I Crary Spec. Pro., 159), is not a

feet on the 1st of February, 1875. Rule 53 then adotted, is precisely the same as the present rule, 44 to which reference has been made and watch was readopted in 1877. The rule of the Supreme Court on the subject, existing in 1847, provided only for the hearing at Special Term of enses of certiorari to remove interlocutory proceedings of subscrimate courts, and which was to be brought on upon the usual notice of argument; or, it placed upon the calendar of the General Term, was entitled to a preference on the morning of any day during the first week of the term. This rule was again alopted in convention in 1849. It was continued in 1854. It was changed, however, in the Convention of the Judges in Albany in August 1858, and the old rule established. Bule 47 of the then declared rules, is as follows:

\*\*Every case of certificant to subscriment and shall be translated to upon the sonal notice of arctiment, and shall be an included to preference on the moning of any fary during control to the preference on the moning of any fary during control to the preference on the moning of any fary during

In the company of the region of the company of interfection properties.

Section 1 of the company of interfection properties of the company o until the adoption of rule 53 already menioned, there was no provision made for any hearing at Special Term, except where the ceriorar related to the remeval of interlocatory proceedings of subordinate courts, tribunals, a manistrates, a right of which subsequent rates deprived them.

"It must be borne in mind in regard to the rules established by the Convention of the Judges that they have the force and effect of statutes and cannot be properly departed from. Section 17 of the Code of Civil Procedure, requiring the Judges to need, declares that the Convention must establish rules of practice which shall be binding upon all courts of record except the courts for the trial of inpenchments and the Court of Appeals. The respondent in a proceeding by certificant, is, therefore, under the statute entitled to the usual notice of argument—not notice of the argument (founded upon a note of issue to be flight) that the cause will be brought to a hearing which is to be had upon the return, and is designed to be a deliberate consideration of all the questions properly presented by it. The code confers no authority to shorten this time. The provisions of section 780 relating to a notice of motion in an action where the court, or a Judge thereof, upon an affidavit showing ground thereof, may make an order to show cause, returnable in less than eight days, have no application whatever to proceedings upon certiorari.

"Assuming, therefore, that all the proceedings before the Special Term were regular down to the time when the order to show cause why Mr. Nicholes should not have judgement upon the return was granted, it is guite clear the respondent in that proceeding. It was a right secured by a rule of this court, adopted in convention ander a statute authorizing it, and possessing, therefore, all the force and vicor of a statute on the subject. It was a right is currently was entitled to the usual notice of any power under its force and vicor of a statute on the subject. It was a right of which, without legislation, or a ch ers business, and not to the trial of issues of two of fact, nor to the exercise of any appel the jurisdiction. This distinction is rendered ecessary by the enormous amount of Chan-ers and non-enumerated business which the our is called upon to transact, as well as the orge number of issues which are presented to dissideration at the Special Terms. In other care is no difference in the application of the alle to this city and to the other districts be ause in the other districts the Special Term ad Chambers are held together, and all the galacts pertaining to either is there transacted. and Chambers are held together, and at the business pertaining to either is there transacted. The hearing to be had upen a return to a certiorar is an enumerated motion, a result evidenced by the original practice of requiring the writ to be returned to General Term and the proceedings in reference to it to be had before that tribunal, and by the continuing tractice, as already suggested, of requiring the writted be returnable there, although the hearing may in the manner directed be had at Shedial Term. The result of an examination of this branch of the motion is, therefore, that the Special Term at Chambers for non-onamerated motions has no authority to entertain the hearing provided for in proceedings upon a common law certiorar; without consent, and consequently none to compet it by an order to show cause. It, therefore, appears that the argument that been given, the Special Term at Chambers was not the argument bad been given, the Special Term at Chambers in a common law was not the proper.

# NEW JERSEY'S INSOLVENT CITY.

Arguments for the Appointment of a Re-

ceiver for the City of Elizabeth. TRENTON, Sept. 29 .- In the United States Circuit Court to-day B. C. Chetwood of New York made application for the appointment of of a receiver for the city of Elizabeth. A suit was brought by Peter and Robert Goelet to recover some \$6,000 interest due on \$129,000 worth of Elizabeth city bonds, and a judgment was given. An execution was returned by the United States Marshal as nulla bona, and the present action was for an injunction to restrain the Financial Department from receiving any money or making payments, and for the appointment of a receiver.

Mr. Chetwood said that the debt had in twen-

ty-one years increased from \$12,000 to over \$6,000,000, of which \$5,405,000 was bonded, and \$1,006,106.63 was a temporary debt. He insisted that by extravagant outlays on pretended imwas reported by the press to be insolvent, and it had not paid its obligations. Its bonds were it had not haid its obligations. Its bonds were almost worthless. The value of its property had depreciated one-half. Taxpayers refused to pay their taxes, Assessments aggregating \$1.50,000 had been set aside by the State courts, and the condition of the city's affairs called for the interference of the Court by the appointment of a receiver.

Eligidge T. Gorry said that it was not with the Exceutive, but with the Fanacial Department that an interference was asked. The revenues of the city could not be seized by execution, and the application for a receiver was as

ment that an interference was asked. The revenues of the city could not be seized by execution, and the application for a receiver was as much for the benefit of the public as for the creditors. The city was avowedly insolvent. If the amount required for the payment of the debt and interest had been collected it would have been squandered. He cited a number of law cases in support of the application, and closed his argument by insisting that if the court did not interfere the city of Elizabeth would be hopelessly involved in bankruptey.

Ex-Chancellor Williamson, for the city claimed that a number of cases in all been before the Essex Circuit and that Judge Debug decided that the matter was of such importance that the advice of the Supreme bench should be asked. He said that the United States courts had gone further than the State courts, and he asked the Court to hause before it went too far. He knew that the United States courts did not desire to come into collision with the State courts. The judgment of the paintiffs should not be allowed to stand, because it is for \$1.700 more than is due. A court of equity will not issue an injunction that will do injury greater than the relief sought, and for that reason he believed that the injunction would not be issued.

The Court reserved its decision.

Blichop Michael Carrigan's Kindly Welcome

Yesterday, the teast of St. Michael the

that the inspectors of election should be named by the dominant political organization, that of Tammany Hall as against Apollo Hall, of which

Tammany Hall as against Apollo Hall, of which Irving Hall was the successor, and that it was within the power of the Court to instruct the Board of Police to select the names from the list furnished by the Tammany organization.

Judgo Davis asked if there was anything in the papers showing that a majority of the Democratic party in this city were following the Tammany Hall organization.

Mr. Vanderpoel said that allegation was made in their papers, but in order that it might appear more specifically he submitted an affidatit by Mr. Goo. F. Langblen that at the last State election of 140,000 votes cast in this city 50,000 votes were cast by Tammany Hall Democrats, 51,000 were Republican, and the anti-Tammany vote was about 29,000.

Mr. Stoughton said that unless the writ was granted the probability was that, in view of the previous action of the Board, there would be no inspectors.

Am. Stoughton said that unless the writ was granted the probability was that, in view of the previous action of the Board, there would be no inspectors.

Ex-Judge Emott, in reply to Mr. Stoughton, said: "The Commissioners have the right to select from all qualified persons without distantion from any quarter. It is not alloged that the Democratic-Republican party or the Tammany Hall Democracy is the only organization differing in faith apd opinions on State issues from the Republicans. The principal difference on State issues between the supporters of Kelly and those who support Robinson makes the former a faction and not a party, and factious differences are not recognized by law. It is doubtful whether the Court can compel any action of the time given them by the status (Oct. I) within which to act. It cannot with accuracy be said that they have neglected or omitted to do their duty until after the time given them by law for that purpose shall have expired."

Mr. Stetson made the closing argument in opposition to the motion, reviewing and replying to Mr. Stoughton's points.

Mr. David Dudley Field, in making the closing argument, said that the Board of Police could not enter into questions of the regularity of nominations. A State issue was not a question of regularity, but a question of policy.

After a recess Judge Davis announced orally the decision. After explaining the provisions of the statute under which the subject was presented, he said: "The main and important question arises upon the consideration of the act as it affects the minority party. The act assumes and acts upon the consideration in respect to the selection of the two inspectors who represent the majority party but it assumes inferentially and proceeds upon the idea that these two who are to be selected must be selected by the Board from the majority party has a far broader scope, and has, in fact, no reference to more local questions. It prescribes a party organization known as the State of New York, and undoubtedly it intends, with refer organization throughout the entire State. Now in this case does not it appear that the Commissioners have fullen into an error it supposing that in selecting inspectors from the Democratic party they may look solely at that portion of the party which, in the city of New York, supports the entire Democratic ticket supported by the State at large—that is to say they evolude as no entitled to consideration.

INSPECTORS OF ELECTION.

ONE MORE DAY REFORE THEY NEED
BE NAMED, THE COURT SAYS.

Suggestions to the Police Commissioners, but
they are Not Yet Ordered to Perform
Their Buty—Who Should be Recognized.
The extraordinary General Term of the
Surreme Courtheard, yesterday, thearguments
on the order of Judge Westbrook, requiring the
Police Commissioners to show why a mandamus should not issue, requiring them to appoint as inspectors of election "such persons
as the statute requires, and to determine
whether or not the persons named as qualified
by Tammany Hall, or other persons belonging
to that organization, should be appointed."
Mr. Dudley Field read the puners on which
the order to show cause was granted, and the
subsequent order by Judge Westbrook modifying the original order. Mr. Stotson presented
the orposing affidavits, and then the affidavit
of the Hon. John C. Jacobs was read, showing
the withdrawal of Tammany Hall from the
Domocratic Convention. Then other affidavits
of the relators. He arrived at the conclusion
that the inspectors of election should be named
by the original order. Mr. Stotson presented
to the relators. He arrived at the conclusion
that the inspectors of election should be named
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that the inspectors of election should be named
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### AMUSEMENTS.

Third Pattl Concert. The third concert of the series was given nat evening lat Chickering | Hall, before an audience not large in numbers but exceptionally appreclative and enthusiastic. Mme, Patti appeared, as always, to great adventage, but the selection of her airs, as well as her execution, set in perhaps still clearer light than on the opening evening her prominent and well-known merits, and her equally well-known detects. The long selection from the opera of "Guarany" by the Brazilian composer, Gomez—a selection more like a scena than "ballad," as it is called on the programme—is an excellent exhibition piece for Mme. Patti's exceptional brilliancy of execution. It does not perhaps, detract from this brilliancy that the notes, while ourse as lee and resonant as sliver, are often as cold as the one and as hard as the other. In her singing of the "Jewel scene" from "Faust", the finest precision and readiness of attack and the most delicate facility of cadenza and ornament did not altogether yell a frequent thinness of tone, nor atone for the anxious care with which the artist is often fain to husband her resources in force and volume of volce. Her almost incessant use of the mezza roce throughout the air speaks rather of artiflee than art.

Mr. Ketten bids fair to become the artistic. inent and well-known merits, and her

Her almost incessant use of the meza roce throughout the air speaks rather of artifice than art.

Mr. Ketten bids fair to become the artistic sensation as he certainly is the artistic novelty of the engagement. In his own compositions, "Tarantella," Ronde des Dinns," and "Castagnetta," he emphasized certain qualities palrable in his opening performance—a weird, fantastic, fitful, and whimsical grace, both in composition and playing, and a dainty refinement of touch which might suggest a will-o'-the-wisp set to music. After his own "gavotte" and a Chopin polonaise, nis playing of the noble Turkish march, as an encore, brought him an ovation of the heartiest character, and forced him to add one more number to the programme, a delicate and very pleasing adaptation of the nucli-abused "Last Rose."

Mr. De Munck played several selections from Vicuxiemps, Servais this favorite composer, and others with the same refinement, sweetness, and feeling aircady noted in these columns.

Sig. Ciampi Cella), on further hearing, appears to have a naturally clear and forcele, but very high baritone, which he uses with slight discretion, making his tone thin and poor in quieter passaces, while it acculres a certain harsh and unpleasant vibration when forced.

Sig. Marzo, it should be thenkfully noted, is a very graceful, discreet, and sympathetic accompanist. His practical skill, obscure to a sucerficial observation, really adds immensely to the harmonious roundness and completeness of these most agreeable entertainments.

### The "Lady of Lyons" at the Standard

Mr. Bandmann being temporarily indisposed, "Hamlet" was not produced last even-ing at the Standard Theatre. The "Lady of Lyons" was given instead, and Mrs. Bandmann assumed the character of Pauline, the rest of the cast obtaining a very fair and effective presentation by the members of Mr. Bandmann's
company. Mrs. Bandmann's Pauline was correct, tasteful, and mature, and the general performance, in spite of a certain crudity and awkwardness that were here and there apparent,
was picturesque and interesting. The costumes were admirable, and they were worn
with an ease and propriety of carriage that
made them perticularly pleasing. Mr. Gerald
Eyre's Claude Melhotte was not a little creditable. His voice reminded one at once of the late
H. J. Montague, and his acting was marked by
nice taste and discretion.

"Hamlet" will be given on next Thursday
evening, and, in the mean time, the "Lady of
Lyons" is by no means unworthy of attention. the cast obtaining a very fair and effective pre-

The audience that filled the Grand Opera House last evening did not convey the idea that the "Mighty Dollar" had lost any of its popu the "Mighty Dollar" had lost any of its popularity. Both Mr. and Mrs. Florence were received in the warmest possible manner, and the initials of the "member from Cohosh deestrict" and the astounding French of Mrs. General Gildory elicited as much laughter as ever. The play is well done, and Mrs. Florence exhibits some marvellously fine clothes. The engagement of the Florences at the Grand Opera House is limited, but it promises to be very successful.

Very successful.

Amusement Notes.

Wood's Brondway Theatre, lately the St. James, opened last evening to a full house, and presented a trifle styled the "Brica-Brac Reception." It was preceded by a little sketch realised "Love and Rain."

"Pinafore" was not given by children at the Folly Theatre last evening, as had been invertiged. The manager told the ambigues that the company, which was to have come from Boston, had failed to keep the engagement. A variety show, including a pamernine, was given instead, and will be continued during the week.

"Pate." written by Mr. Bartley Campbell, was presented at the Williamsburgh Novelty Theatre last night. Miss Agnes Heridon played How Forms with much skill and good judgment, and was warmly applauded, the milion parts we're well taken, and the piece was set upon the stage in a prescribable manner.

A larke andlence assembled at the Brooklyn Park Thea-A large andience assembled at the Brooklyn Park Thea-tre last might to see Mr. Lester Wallack in "A Scrap of Paper." Mr. Wallack's Mr. Proper Common was re-ceived with every mark of favor by the audience, with whom he was evidently a favorite. The support was good, the most praiseworthy performance being that of Miss Rosa Rand us Mis. Sustance de Ruserule. good, the most praiseworthy performance being that of Miss Rosa Rand as Mic Seasone de Reserite.

At Hofele's Olympic Theatre, last evening. "The French Spy" was presented luridly, and therefore, to the majority of the audience, very satisfactivity. The clane of steel was loud and frequent, red fire flared on every blooky cpissed, and the smell and smoke of burnt gunpowder spread through the house from orchestra to gallery. The pantennine Sag was personated by Miss Jennie flughes, lier weight and roundness are two of the reasons why she should not hope to equal the graceial and supple women who have preceded her in the part, and a third is her instality to express any thing in particular by her pantomine.

The Aquarium introduced vesterday as an attraction for its matindes the "Merry Tomers," a burlesque on the opera of "Moritana." The gens of the orazinal are retained, and, sandwiched between them, are the "Sweet By and By" and other well-worn includes. Miss Maide Branscombe was the "Merry Tomer" in chief, Miss Counce Thompson the Don Coser and Lawring to the Huckings. "Findings" continues as the evening entertainment, and hast hight introduced Miss Rose for the chief, the chief, and the continue of the reasons of the voice shows tradition, her face and figure are attractive, and she was well received.

Trotting on Old Fleetwood Course.

On the Gentlemen's Driving Park Course yes terday in the sweepstakes, \$100, mile heats, the best three in five, to road wagons, Geo Brown's b. in Kate three in five, to road wazons, Geo. Rrown's b. in Kate took the first heat by about a loogth, in 3.02, F. Penbody's a g. Cuto third. The second heat was taken by Oyster 1971, in 2.57. Rate won the next two heats and trot, in 257, 255. The next event was a sweepstakes of \$182, inde heats, best three in five, in harness. Rose Michel took the first heat. in 2.55, Bowleyged Billy second, Minme II third, and Hind flow fourth, Bowleyged Billy won the second heat. in 2.51, Rose Michel the third, in 2.52, Howleyged the loorth, in 2.51. The fifth was taken by Blud Boy, in 2.50. In the sixth, howleyged Billy won both heats and the race, in 2.51; Blind Boy second. Rose Michel third, Minnie II rubbl out for not winning a heat in five.

The argument of A. H. Purdy and E. F. The argument of A. H. Purdy and E. F. O'Dwyer on the writ of certiorari granted in the case a Francis Riley, one of the fremen ousted by the Fir Commissioners a week ago, was had pesterday by Judge Fratt of the Supreme Court, who decided that the removal was tilegal and that fittey should be restored to his position. The reinstatement of Fireman W. H. Gerdah, John T. Shannon and Benis Mechan was also or dered.

Alonzo Smith, boat builder of Isiip, L. I., is adding a yacht for Erastus Coming of Albany. The craft till be shoot ruzsed, will have inshogane waterways mid a shitung color. The following are the dimensions.

MAYVILLE, N. Y., Sept. 29.—Hanlan, accompanied by his trainers took up his quarters at the Chantauqua Lake House, Herma Point, today, and will at ome go only active training. He is improving unity, and expects to be in fibe condition by Oct. 10.

SUPREMS COURT—CHAMBERS — Nos. 177, 191, 220, 236, 264, 265, 271, 16, 178, 198, 264, 266, 274, 270, 12, 10, 27, 30, 15, 47, 41, 10, 178, 198, 201, 274, 276, 128, 224, 234, 237, 239, 231, 260, 268, 267, 288, 272, 273, 280, 261, 283, 284 Such Pretty Boxes

Can be obtained at Greenfield's, 900 Broadway .- ,4.4s.

BRETHREN NOT IN UNITY. UPROAR IN THEIR HOUSE OF WORSHIP

Fists Shaken and the Lie Passed-Charges of Drunkenness Made Against Their Paster -- Intense Excitement in Honesdale, Pa. Honesdale, Pa., Sept. 29.-For some months past trouble has been brewing in the German Lutheran Church of this place. The pastor is the Rev. F. A. Hertzberger. He has had charge of the church for the past year. Highly educated and eloquent, he was a favorto with his congregation until a few months ago. Then it was whispered that he drank intoxicating liquors, and had been seen intoxicated in public. The rumors affecting his rep-utation were carried to the minister, and in a sermon he denied them, and called upon God to witness that he was innocent. Thereupon his salary was raised. Since then, it is charged, he has been under the influence of liquor sev-

eral times at public gatherings,
On Saturday, Sept. 6, Paster Hertzberger boarded an Eris train at Port Jervis, having a ticket for Henesdale. He had started from Honezdale some days before to go to Chicago. Residents of Honesdale who recognized him say that he was intoxicated. Soon afterward it was said in Honesdale that Hertzberger had seen drunk in Port Jervis, and had pretended

was said in Honesdaie that Hertzberger had been drunk in Port Jervis, and had pretended to be a French Count. He was asked to resign. He denied that he had been on a frolic in Port Jervis, but said he was willing to resign on the 1st of January 1880.

On Sunday, Sept. 21, Pastor Hertzberger preached about the stories that were circulating in Honesdale. He said that they had their origin in the fact that he spent his money olsowhere than in the saloon of one of the trustees of the church.

On Tuesday, Sept. 23, a despatch from Port Jervis to The Sun gave the story of Hertzberger's doings in that place. This led to a determination on the part of the anti-Hertzberger party in the church to force the trouble to an end. Hertzberger sent his resignation to the Board of Trustees. The Board called a meeting of the congregation for Sunday, Sept. 28, at 2 o'clock P. M., and yesterday moraing Pastor Hertzberger preached a sermon in denunciation of those who had accused him.

The President of the Board of Trustees is John Gehrer. He refused to attend the meeting of the trustoes and congregation yesterday afternoon. At 2 o'clock one side of the church was filled with the friends of the pastor. On the other side were marshalled the forces of the opposing party. In the absence of President Gehrer. William Wefferling was elected to the chair. The pastor was not present. The Chairman rapped on a table with his came and called the meeting to order. In stating the business of the meeting, he spoke of the stories about the pastor. Cries of "They're all lies!" interrupted him from the Hertzberger side of the house. Vehement responses of "No, they're not lies!" the opposing side shouted. Then all the men began to talk and shake their fists, but by violent hammering with his came on the table the Chairman restored order.

At length William Ripple referrated the charges that had been made, and ex-Common Councilman J. M. Bauman, leader of the Hertzberger party, called Mr. Ripple a liar, In an instant every man was on his feet. The lie

berger party called M. Ripple and the first of the series of the control of the present of the control of the c

New York Stock Exchange-Sales Sept. 29. UNITED STATES. STATE. AND CITT RONDS IN \$1,00081.

10 U. S. 68, '81, r. 10054.

10 U. S. 58, 81, r. 10054.

10 U. S. 58, 81, r. 10054.

10 U. S. 58, 81, r. 10054.

10 U. S. 44, r. 10154.

10 U. S. 44, r. 10154.

1 Alm, class C. 55

5 U. S. 48, c. 10254.

FINANCIAL AND COMMERCIAL

BAILBOAD AND OTHER SONDS IN \$1,000mg.

est activity and speculative excitement through-

AT A CHURCH MEETING.

out the day. The sales approximated half a million shares, besides large amounts of bonds, of which about 176,000 shares were of Erie common, and a large business in the coal roads, the Granger roads, and in Lake Shore, Michigan Central, Wabash, Hannibal and St. Joseph, and Oho and Mississippi common. There was a very buoyant market for Erie, New Jersey Central, Ohio and Mississippi common, and Hannibal and St. Joseph, till the later dealings, when sales to realize profits caused a decline in Eric common, and Hannibal and St. Joseph preferred, with general weakness. The more important changes were: Advanced—Houston and Texas, 4; Kansas City and Northern, M; Northwestern common, 8; St. Paul common, %; Lake Shore, %; Michigan Central, 2%; Delaware and Hudson, M; Union Pacific, IN; Eris common, 2%; Pacific Mail, %; Hannibal and St. Joseph common, 3; Hannibal and St. Joseph preferred, N; Ohio and Mississippi common, 2%; Ohio and Mississippi referred, 1; Wabash, %; Louisville and Nashville, %; Decimed—M., K, and Texas, 2%; St. Paul preferred, 1; Voliaware, Lackawanna and Western, %; Morris and Essex, 2; C. C. C. and Ind. 2.

Nahville, \*. Declined—M. K. and Texas, 24; St. Paul preferred. \*; Delaware, Lackawanna and Western, \*; Morris and Essex, 2; C., C., C. and Ind., 2.

Governments were not active, but the recent issues were again higher. Railroad bonds had a general sale, with a very large business in new Eries, but the top prices were not supported. Money on call, 6267 % cent. The St. Louis and Iron Mountain Railroad reports an increase of \$12,145 in earnings for the third week of September.

The Lake Shore Railway Company gives notice that the outstanding bonds of the company due Oct. 1, will be paid on that day on presentation. According to the company's last report these bonds amount to \$638,000.

The coal combination still hangs fire, and seems less likely to be made than ever. The condition of affairs is thus described by the Philadelphia Ledger: "We are glad to be able to state that the Delaware, Lackawanna and Western Railroad Company has expressed a willingness to give up its October auction sale and unite with the other companies in an advance of fifty cents per ton. Meanwhile the negotiations for a formal agreement are being pressed, and we understand that the plan now being discussed leaves every company free to act as it pleases, so long as it can sell its coal at satisfactory prices, and involves no distribution of quotas except when a curtailment of products may be necessary, in which even such a distribution of tonage is proposed as will not require any company to surrender the position it has herestofore taken during the progress of the negotiation."

The total tonnage of anthracite coal from all the regions for the week ending Sept. 20 amounted to 575,940 tons, against 341,878 tons in the corresponding week last year, an increase of 534,062 tons. The total amount of anthracite mined for the year is 18,242,340 tons, against 11,270,212 tons for the same period last year, an increase of 677,128 tons.

Concerning the scarcity of small bills at the West the St. Louis Republican of the Sattes. The demand for small bil

The imports of specie for the week ending Sept. 28 were as follows: American silver, \$59.417; foreign silver, \$164.333; silver bars, \$4.506; American gold, \$519.620; foreign gold, \$6.725.379; gold dust, \$2.016; gold bars, \$240,935. Total, \$7,707,206.

A despatch from Paris to the London Times says: "A committee of the Rouen Cotton Factory overseers have addressed a letter to the President of the Tariff Committee, urging him to expedite the Committee's labors. They say that not one-quarter of their production finds a market, and the stock is increasing alarmingly, Prices are so low that wages have fallent wenty-five per centum. Unless there is some change soon, the industry will come to a complete standstill."

Circulars issued by several British hop fac-tors concur in the statement that this season's erop is the smallest since that of 1850. The blight is universal throughout Kent, Sussex, Worcester, and Farnham. Moderate stocks of yearlings and of old hops remain in bewers' hands but there are few effering in the mar-ket. A considerable importation from America and the continent is probable. The continental crops are good.

The Boston bank statement shows a decrease in loans of \$720,700, an increase in specie of \$4,300, in legal tenders of \$345,300, in deposits of \$860,500, and in circulation of \$168,200. The Treasurer of the United States and the several Assistant Treasurers have this day been directed to pay out gold and silver coin freely upon all Government obligations presented for payment, and payable at their respective offices.

BANKING AND FINANCIAL.

VAN DEVENTER & PATTON,
Bankers and Brokers, 6 Wall at,
Offer for side a few Maryland Commany first mort
game 7 ber cent bonds total usue \$181,000 at par and
therest.

MONDAY. Sept. 29.—Flour And Mrai.—The flour market opened rather firmer, but the demand proved only moderate, and prices the not improve owner did. Rye flour and corf meal steady. We quote Flour—No. 2, 28.85045.45.5, superflue, \$4.756.15, extra State, &c. 55.256.45. Western spring, XX and XXX. \$5.85045.55, superflue, \$4.756.15, extra State, &c. 55.256.45. Western spring, XX and XXX. \$5.85045.55, extra mix y branda, \$6.250.75, bouthern bakers and family branda, \$6.250.75, bouthern shipping extras, \$7.250.55, extra mix Young and Young a

Refumore, sales 6.200 hags on private terms, until grades firm and indemnal, gates 1,400 bags. Maracanho and 500 birds Java, to arrive, on private terms, former quarted at 125,6217c, and latter at 225,25c. Rice steady and in fatr jubbing sale. Midsses firm and in better sale, sales here 133 bids. Clenturgos at 21c. Rat, and a cargo of 8a, gia at Delaware Herakwater, to go to Philadelphia, at 28c. for 50 test refining. Baw sugars doll but frum fair to good refining. Cuba 05,87c, tales 60 bhds. Delaw 41.

6%c. Refined dull and easier; standard "A," 83ce%c. hards, 8%cs0c.

Sexpanse—Resins were steady, with 1,000 bbls, good strained sold at \$1.25. Spirits turpentine scain me terially higher; sales 250 bbls. Southern, 80cg10cg11 your retrievem steady and quet; refined, in bbls, 7c. Tallow steady and less active at 5%cs0c, for prime. Whiskey steady, with small sales at \$1.10. Ocean freights generally higher and firm, particularly for berth room; 15 to 10 to

NEW YORK, Monday, Sept. 29.—The month of September closes with one of the worst markets of the year for beef earlie. The 4,076 fresh arrivals and some decision of the following the first of the september of the first of the fi Live Stock Market.

Sun rises..... 5 50 Sun sets..... 5 44 Moon rises. 5 21 Sun sets..... 5 44 Moon rises. 5 22 Sun sets..... 7 20 Gov Island. 6 (0) Hell Gate... 9 37

Arrived-Monpay, Sept. 29. APTIVED—NORDAY, SOPL DA.
Sa City of Columbus, Niekerson, Savannah.
Sa New York, Quick, Galveston.
Sa Bolivia, Sanali, Glasgow Sept. 18.
Sahip Martha Cobb, Greenbank, Rio Janeiro.
Bark Day Star. Wiggins, Cork.
Bark Grant, Floreness. Lillesand.
Bark Heinrich von Schroder, Hillel, London.

PLYNOUTH, Sept. 29—Ss Wieland, from New York Sept. 19, touched on her way to Hamburg.
Glassow, Sept. 29.—Ss State of Indiana, from New York Sept. 18.

QUEENSTOWN, Sept. 22.—Sa Wisconsin, from Liverpool for New York.

Larne, Sept. 22.—Sa State of Alabama, from Glasgow for New York.

### Business Motices.

Old and Reliable.—Dr. SANFORD'S LIVER 18. VIGORATOR is a specific for liver complaints. Jamidea, billousness, constipation, nick headache. All drugrists keep it. Sample bottles free at 102 Broadway, room 12.

Holman Pad prevented all the officers and crew on the vessel Dument from thank the Harrick than while others were dvine daily.

Capt. RIGHARD F. HARRICK.

\$5 Silk Hate \$3,20 each. Latest Styles fine Derbys \$1.00; worth \$3, 15 New Church st. up stairs.

FAIRBAIRN—SACRET—On Wednesday, Sept. 24, at Case Vincent, N. V. by the Right Rev. F. D. Huntheton, D. D., assisted by Rev. G. G. Ferrine, Archibald C. Fairbairn, M. D., of Minnearolls, Minn., to Fanny E., daughter of Gen. D. B. Steket, U. S. Army.

FORD—ILAWLEY—On Turrelay, Sept. 25, at the Church of the Redeemer, Brooklyn by the Rev. T. Stafford Broowne, D. D., I. N. Ford of Brooklyn to Sculin, daughter of James S. Hawley, M. D., of Garden Gity, Leeg Island. daughter of James S. Hawley, M. D., of Garden Gity, Long Island.

LTON-HOPPER—On Wednesday, Sept. 24, at the residence of the bride's parents, by the Rev. W. P. Italian, the control of t

BRAILSFORD.—On the night of the 24th inst, near Fulton, Clarendon County, S. C., Major Edward D. Brailsford, great-grandson of then, Wilham Moultrie. He was born in 1835, was educated at the Cittadel Academy, and afterward engaged in civil engineering. When the war broke on the entered the First Sunth Carolina Volunteers as a private, and was several times wounded.
CONGROVE.—On Montay, 20th, Miss Mary Cosgrove, native of Whitecate, County Cork, Ireland.
Funeral on Wednesday, Oct. 1, from her late residence, 172 12th at. Jersey City.
ItalPrik.—16 Bronklyn, E. D. on Friday, 26th inst. Claude, only child of James A. and the late Julia C. Harper, aged 12 years. Claude, only child of wallets, per, aged 12 years. HIKER -On Saturday, the 27th, at Hoboxen, N. J., attend,
steind, son of particle and filed scott aged 24 years and
steind, son of Patrick and Elien scott, aged 24 years and
steind, son of Patrick and Elien scott, aged 24 years and
stein steind stein and stein and stein scott aged 24 years and
ferary, Ireland stein family are respectfully interary, Ireland the funeral troubles for respectfully invited to attend the funeral troubles late residence, 540
West 424 st. on Tuesday, Sept. 30, at 1 F. M. shurp.
Clonmel papers please copy.

## Special Motices.

KENTUCKY STATE LOTTERY CAPITAL FRIZES \$15,700 \$5000, \$5,000, WHOLE TICKETS ONE BOLLAR. SALE CLOSES 10 A. M. THIS DAY. COMMONWEALTH DISTRIBUTION COMPANY
HAS ALWAYS DRAWN SEPT. 30.
CAPITAL PRIZES \$3,170, \$0,000, \$5,000.
WHOLE TIVERS \$2, HALVES \$1.
SALE CLOSES 12 R. THIS DAY.

LOUISIANA STATE LOTTERY
HAS ALWAYS DRAWN OUT, 14
CAPITAL PRIZES, \$40,000, \$10,000, \$5,000.
WHOLE TICKETS, \$2, HALVES, \$1.
LITTLE HAVANA, CAPITAL PRIZE \$4,500. JACKSON & CO., BANKERS 82 NASSAU ST.

KEEP'S CHIERTS,
KEEP'S CUSTOM SHRITS MADE TO MEASURE.
The very best that can be produced at any price, SIS for \$1. Period satisfaction guaranteed.
Keep's patent Party man Pross Shirts, the very best that can be produced at any price, SIX for \$6. Easily finished by any little arri.
Keep's direits at United St., the very best. Patent Proceeds Rise By any little arri.
Keep's direits at United St., the very best. Patent Proceeds Rise, Bity per one stronger than any other United St. May be any little arri.
Keep's White and Scarlet Keit and Framed underwest in all styles. Hostery, The St. 15. 15. 25, 25.50.
Handkerchiefs in white and colored Lanen and Silk, all styles. Hostery, The sand Scarlet Rost polity plate jewelry in all the newest designs of Pins, Scarl Rings Sleeve Bettons, and Studs at about half the usual cost elsewhere.
Samples and circulars mailed free.
KEEP MANUFACTURING COMPANY'S STORES, 1.250 ifrondway, bet. 33d and; 341 Fulton st.,
Sth. sts. 737 Broadway, N.Y.
A.—COMMONWEALTH DISTRIBUTION REEPS SHIRTS.

A .- COMMONWEALTH DISTRIBUTION A.-COMMONWEALTH DISTRIBUTION
COMPANY
HAS ALWAYS DRAWN
ON THE
STHE DAY OF SEPTEMBER
AT MACALLEYS THEATRE,
IN THE CITY OF LOCISVILLE, KY.
LODO PRIZES-\$112.500 DISTRIBUTED.
CAPITALS, SS.00. \$10.00. \$5.00. 10 OF \$1.001
ANY TICKET HOLDER PRISEST CAN SEE HIS NUMBER PIT IN THE WHIEL ALL IN 100.000.
TICKETS SOLD AT SL. HALVES \$1
T. J. COMMERPIND, SECRETARY,
OR SAME AT TOS BIDADWAY, NEW YORK,
UP TOWN AGENTS, H. PORTER A CO.,
1.227 BIOGADWAY, NEW YORK.

LOUISIANA STATE LOTTERY CO.

Its Orand Shade Number Distribution has always taken place anouthly in the second Tuesday of each mouth at Sew Oriens. LST prices hots! \$10,400 enritists \$20,000 \$10,000 \$5.50 Ac. \$10,000 tickets two \$20 dollars; halves one \$31 dollars; halves one \$31 dollars. Apply in M. A. DAUPHIN F. O. box \$0.2, New Orienan, Lst. or same person at \$10 Broadway, New York.

The particular attention of the Public is called to the fact that the entire number of the Tickets for each Monthly Drawing have been sold and consequently all the prizes in each drawing have been sold and drawn and part. This has not been the case with any other company.

MUNRO'S OPERA SERIES. WORDS AND MUSIC COMPLETE

Sale Ly all newsdealers RMAN L. MUNRO, 14 and 16 Vandewster st., N Y. MR. D. L. MOODY AND MR. IRA D. ANKEY assisted by Nr. OH. W. SAWYER, the face of 120 2.

PENTEC OST and Mr. BLISS, will conduct to stoped meets not at the HALL of COUPLE UNION, TUESDAY, 2014 not, from 19 to 10 A. M. and from 2 to 5 P. W. doors open nation from the foreign of the first of the face of the Land of the Couple of the face of

CRY IT, AND YOU'LD BUY IT.

Colds, Cone. Headache, Tothache, Ac., quickly sured by using HENNE'S Pain Killing Magic Oil. ASK ANY PHYSICIAN WHO HAS

General Steiner Die most erraite einer for einerste Volde, Canera, Schling Armethilte of Lang selections, his re-ply will be VAN BELLS DYE AND BOOK? I per bette Sould by divisions and drokers and at deposition Chambers of hear Church RYE AND ROCK CANDY.

The Pinner Bense, Commare bure with any others. \$1 per bottle. B. Kirk & Co., on Fullon at Kal 100 Broadway. CUT THIS OUT, The Perfection Trans-amending now-is the best No sorne; he understone E. A. CAMPZELL & GO. S. 686 Bromiway, I East 4th st., New York. DR. JUDSON EVANS WILL PUBLICLY

hear the sick free at Clarendon if all. File st. Sci. St and Fourth ave. every Saturday morning from 9 to 11. Hours at his pariors, 56 West 24th at, from 11 a. M. till st. J. M.